

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BRENT MORRIS,

2:12-CV-1683 JCM (CWH)

Plaintiff(s).

V.

ORLEANS HOTEL AND CASINO, et
al.,

Defendant(s).

ORDER

19 Presently before the court is the matter of *Morris v. Orleans Hotel and Casino, et al.*, case
20 no. 2:12-cv-168-JCM-CWH.

21 On May 7, 2014, this court entered an order adopting the magistrate judge's report and
22 recommendation (doc. # 16) and dismissing the case. (Doc. # 26). Plaintiff Brent Morris appealed.
23 (Doc. # 29). On May 28, 2014, the Ninth Circuit referred the matter for the limited purpose of
24 determining whether plaintiff's *in forma pauperis* status should continue on appeal, or whether the
25 appeal is frivolous or taken in bad faith. (Doc. # 31).

26 For the reasons more thoroughly discussed in the order dismissing the case and the magistrate
27 judge's report and recommendation, the court finds that the appeal is frivolous. Accordingly,

1 plaintiff's *in forma pauperis* status is hereby revoked. *See* 28 U.S.C. § 1915(a)(3); *see also* *Hooker*
2 *v. American Airlines*, 302 F.3d 1091, 1092 (9th Cir. 2002)(revocation of *forma pauperis* status is
3 appropriate where district court finds the appeal to be frivolous).

4 IT IS SO ORDERED.

5 DATED June 2, 2014.

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8 **UNITED STATES DISTRICT JUDGE**
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